

2d July, 1828.—BLAND, Chancellor.—Ordered, that the sales made and reported by the trustee *Robert Garner* be absolutely ratified, no cause having been shewn, although notice had been given as required. That *John Collinson* be considered as the purchaser, and with his consent as standing in the place of the said *Robert Welch of Ben*; as appears by the report of the said trustee, and by the assent of the said *Welch*.

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*William Simmons, Richard Simmons, James Owens, John Sellman, The Farmers Bank of Maryland, and William Fowle and Henry Dangerfield*, trading under the firm of *William Fowle & Co.* creditors of the late *Thomas Tongue*, by their petition, filed on the 2d of July, 1828, stated, that the greater part of the purchase money on the sale made by the trustee *Garner* had then become due; but had not been brought into court or accounted for. Whereupon they prayed, that the trustee might be ordered to report, to bring into court the money or bonds, &c.

2d July, 1828.—BLAND, Chancellor.—Ordered, that the trustee *Robert Garner* forthwith make a particular report of his proceedings on oath; and also bring into this court the money collected and the bonds taken by him, as prayed: *Provided*, that a copy of this order together with a copy of the said petition be served on the said trustee on or before the first day of August next.

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The trustee having failed to comply with this order, on application of the petitioners, an attachment was ordered against him on the 4th of September, 1828; and, on the 11th following, he made a report on oath, in which he stated, that having but recently been informed of the final ratification of the sales, he could not sooner inform the court of the non-compliance of the purchasers; and further, that he had received a part of the purchase money, an account of which he exhibited, &c.

*William Fowle and Henry Dangerfield*, trading under the firm of *William Fowle & Co., The Farmers Bank of Maryland, William Simmons, Richard Simmons, James Owens and John Sellman*, creditors of the late *Thomas Tongue*, with the trustee *Garner*, by their petition stated, that a part of the real estate had been sold to *William H. Hall, junior*, who, to secure the payment of the purchase money, had on the day of sale given bond, with *William H. Hall* and *Thomas I. Hall*, as his sureties; and had paid a part of the purchase money, leaving a balance then due. That another